

Atty. Dkt. No. 0709.026.0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Stewart Jurgensen, *et al.*

Appl. No. 09/756,590

Filed: January 8, 2001

For: **Method of Separating Cells from a Sample**

Art Unit: 1639

Examiner: Tran, M.

Atty. Docket: 0709.026.0002

SUBSTITUTE SUPPLEMENTAL AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

Applicants respectfully request that this Substitute Supplemental Amendment replace the Supplemental Amendment Under 37 C.F.R. 1.111(a)(2) filed on September 2, 2004, (which supplemented the claim amendments accompanying the July 21, 2004 Request for Continued Examination). After filing the September 2, 2004 supplemental amendment, the undersigned realized that it may not have complied with 37 C.F.R. §1.121. This Substitute Supplemental Amendment is believed to fully comply with such requirements. With the exception of this first page and status identifiers in the claims, this Substitute Supplemental Amendment is identical to the September 2, 2004 supplemental amendment that it replaces.

As with the September 2, 2004 Supplemental Amendment, the present claim amendments do not add any new material to the application. Applicants believe the current claims are in condition for examination and allowance. **Amendments to the Claims** are reflected in the listing of claims that begin on page 2 of this paper.